IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGMENT NO.497 OF 2004

IN

SUMMARY SUIT NO.1404 OF 2004

Kantilal Narsi Gala .. Plaintiff

versus

Bherumal P.Jain .. Defendant

...

Mr.A.H.Yadav for Plaintiff.

Mr. T,.Goradia for Defendant.

CORAM : D.G. KARNIK, J

DATED : 23rd March 2005.

P.C:-

1. Heard learned counsel for the parties. Summons is not in Form No.11 of the Bombay High Court (Original Side) Rules, 1980. Even otherwise I find that the defences raised raises triable issues. Hence, the defendant is granted unconditional leave to defend the suit. Suit shall stand transferred to the list of commercial causes. Defendant to file the written statement within one month.

D.G.KARNIK, J